



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Gregory Martin Arndt

Confirmation No.: 5402

Serial No.: 10/526,475

Group No.:

Filed: September 4, 2003

Examiner:

For: METHODS USING DsDNA TO MEDIATE RNA INTERFERENCES
(RNAI)

Certificate of Mailing or Transmission [37 CFR 1.8(s)]

I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petitions, Assistant Commissioner for Patents, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

January 23, 2007

(Date of Deposit)

Myra H. McCormack, Reg.#36,602

Name of applicant, assignee, or Registered Representative

/Myra H. McCormack/

(Signature)

January 23, 2007

(Date of Signature)

Mail Stop Petitions
Assistant Commissioner for Patents
Alexandria, VA 22313-1450

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

Note: A grantable petition requires the following items:

1. Petition fee;
2. Reply and/or Issue fee;
3. Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
4. Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity fee \$_____ (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

☒ Other than small entity fee \$1500.00(37 CFR 1.17(m))

01/26/2007 CNEGA1 00000004 100750 10526475
01 FC:1453 1500.00 DA

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office Action in the form of Sequence Listing with CD, verification statement and amendment:

- ☐ has been filed previously on
- ☒ is enclosed herewith.

- B. The issue fee of \$
☐ has been paid previously on
☐ is enclosed herewith.
3. Terminal disclaimer with disclaimer fee
☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity disclaiming the required period of time is enclosed herewith (See PTO/SB/63).

STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))]

- ☒ Charge the petition fee of \$1500.00 to Account 10-0750/J&J5203/MHM and for any additional fee required. A duplicate of this petition is attached.
- ☐ A check in the sum of \$_____ is attached.
- ☒ Charge Account 10-0750/J&J5203/MHM for any additional fee required.

_____/Myra H. McCormack_____
Myra H. McCormack
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Attorney for Applicant(s)

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Tel. No.: (732) 524-6932
Date: January 23, 2007

Enclosures: ☒ Fee Payment
☒ Reply
☐ Terminal Disclaimer Form
☐ Additional Sheets containing statements establishing unintentional delay
☒ Other: __Sequence Listing with CD
Verification Statement